

**INFORMATION DISCLOSURE STATEMENT**

Applicants : Gene Mason, et al.
App. No. : 10/679,963
Filed : October 6, 2003
For : OPTICAL PROBE INCLUDING
PREDETERMINED EMISSION
WAVELENGTH BASED ON PATIENT
TYPE
Examiner : Unknown
Group Art Unit : Unknown

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is form PTO-1449 listing thirty-two (32) references. Copies of disclosed U.S. patents and/or publications are not included pursuant to PTO waiver of the requirement under 37 C.F.R. § 1.98(a)(2)(i) for applications filed after June 30, 2003. Copies of other references, if listed, are enclosed.

This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37 C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Respectfully submitted,
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: February 27, 2004

By: 

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FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.
MASIMO.353AAPPLICATION NO.
10/679,963INFORMATION DISCLOSURE STATEMENT
BY APPLICANT

(USE SEVERAL SHEETS IF NECESSARY)

APPLICANT
Gene Mason, et al.FILING DATE
October 6, 2003GROUP
Unknown

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	1	6,684,090	02/1901	T.J. Cosens			
	2	6,650,917	11/2003	Diab, et al.			
	3	6,606,511	08/2003	Ali, et al.			
	4	6,584,336	06/2003	Ali, et al.			
	5	6,580,086	06/2003	Schulz, et al.			
	6	6,541,756	04/2003	Schulz, et al.			
	7	6,501,975	12/2002	Diab, et al.			
	8	6,397,091	05/2002	Diab, et al.			
	9	6,388,240	05/2002	Schulz, et al.			
	10	6,334,065	12/2001	Al-Ali, et al.			
	11	6,280,213	08/2001	Tobler, et al.			
	12	6,263,222	07/2001	Diab, et al.			
	13	6,256,523	07/2001	Diab, et al.			
	14	6,236,872	05/2001	Diab, et al.			
	15	6,206,830	03/2001	Diab, et al.			
	16	6,184,521	02/2001	Coffin, IV, et al.			
	17	6,157,850	12/2000	Diab, et al.			
	18	6,088,607	07/2000	Diab, et al.			
	19	6,081,735	06/2000	Diab, et al.			
	20	6,067,462	05/2000	Diab, et al.			
	21	6,036,642	03/2000	Diab, et al.			
	22	6,002,952	12/1999	Diab, et al.			
	23	5,934,925	08/1999	Tobler, et al.			
	24	5,782,757	07/1998	Diab, et al.			
	25	5,769,785	06/1998	Diab, et al.			
	26	5,685,299	11/1997	Diab, et al.			
	27	5,645,440	07/1997	Tobler, et al.			

EXAMINER

DATE CONSIDERED

*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

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U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	28	5,638,818	06/1997	Diab, et al.			
	29	5,632,272	05/1997	Diab, et al.			
	30	5,490,505	02/1996	Diab, et al.			
	31	5,452,717	09/1995	Branigan, et al.			
	32	5,337,744	08/1994	Branigan			

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)	

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